I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV 377 650 527 US, in an envelope addressed to: MS Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Signature:

Dated: April 9, 2004

(Danielle L. Herritt)

Docket No.: BSZ-049

(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: Susan Gould-Fogerite et al.

Application No.: Not Yet Assigned

Confirmation No.: N/A

Filed: Concurrently Herewith

Art Unit: N/A

For: COCHLEATE COMPOSITIONS DIRECTED AGAINST EXPRESSION OF PROTEINS

Examiner: Not Yet Assigned

STATEMENT PURSUANT TO 37 CFR 1.821

MS Patent Application Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Submitted herewith for filing in connection with the above-referenced patent application is a labeled, computer readable copy of the Sequence Listing included in the application.

I hereby state that I have reviewed the paper copy of the Sequence Listing contained on pages 1 to 3 of said Sequence Listing, as required by 37 CFR 1.821(c), and have reviewed the computer readable form of the Sequence Listing, as required by 37 CFR 1.821(e), and that the content of the paper and computer readable copies for the above-referenced patent application are the same as required by 37 CFR 1.821(f).

Applicant believes no fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 12-0080, under Order No. BSZ-049 from which the undersigned is authorized to draw.

Dated: April 9, 2004

Respectfully submitted,

Danielle L. Herritt Registration No.: 43,670

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